

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE NUMBER AND TITLE: DMR Regulation 95.09 F3, Closed Area No. 53-E, Upper Harrington River.

TEXT OF RULE: DMR Regulation 95.09 F3, Closed Area No. 53-E, Upper Harrington River.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters and mussels from all shores, flats and waters of the Harrington River, northerly (inside) of a line drawn in a southwesterly direction from the most northerly tip of land on the south side (mouth) of Mill Creek Cove to the most northern tip of Lords (Cranberry) Island; thence northwesterly (about 1000 feet) to the mouth of a small unnamed brook on the mainland.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. 6204).

EFFECTIVE DATE: November 19, 1991

AGENCY CONTACT PERSON: Robert D. Lewis
Department of Marine Resources
State House Station #21
Augusta, ME 04333

BANGOR DAILY NEWS
November 22, 1991

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources adopts this emergency rule to prevent the taking of clams, quahogs, oysters and mussels from the shores, flats and waters of the upper Harrington River.

Department personnel have surveyed the area and determined that they are subject to intermittent microbiological pollution and shellfish harvest must be prohibited to protect the public health.


E. PENN ESTABROOK
Deputy Commissioner

